

**MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JUNE 18, 2002
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.**

Commissioners Present: Bob Workman, Chair
Bernie Heier, Vice Chair
Kathy Campbell
Larry Hudkins
Ray Stevens

Others Present: Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Trish Owen, Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Commissioners meeting was convened at 1:30 p.m.

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, June 11, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)**

MOTION: Hudkins moved and Campbell seconded approval of the minutes of the Board of Commissioners meeting dated June 11, 2002. Campbell, Hudkins, Heier and Stevens voted aye. Workman abstained from voting. Motion carried.

- 2) **CLAIMS FOR REVIEW:**

A. Payment Voucher 784-6783, dated May 27, 2002 - Community Mental Health Center has requested payment to Audrey Bakula, totaling \$46.08, for mileage between December 31, 2001 and May 13, 2002. \$31.48 is over 90 days old (See Neb. Rev. Stat. §23-135.)

MOTION: Heier moved and Campbell seconded approval of Payment Voucher 784-6783, dated May 27, 2002 from the Community Mental Health Center requesting payment to Audrey Bakula, totaling \$46.08, for mileage between December 31, 2001 and May 13, 2002. \$31.48 is over 90 old. Stevens, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

3) **CLAIMS:** Approval of all claims processed through Tuesday, June 18, 2002.

MOTION: Heier moved and Campbell seconded approval of the claims through June 18, 2002. Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

4) **OLD BUSINESS:**

A. An application, agreement and an amendment with Wells Fargo Merchant Service, L.L.C. for credit card processing in the Lancaster County Treasurer's Office. Wells Fargo agrees to waive the set up costs. The services will be at no additional cost to the County. Individuals using credit cards to pay their taxes will pay a \$30 transaction fee. (The merchant agreement and operating procedures guides are on file in the County Clerk's Office.) (C-02-0195 and C-02-196)

Terry Adams, Deputy County Treasurer, appeared and explained that he, along with Dave Johnson, Deputy County Attorney; Mike Thew, Chief Deputy County Attorney, Jan Sheridan and Deena Ulher with Wells Fargo Bank have been working on the agreement for approximately two years. He stated individuals will now be able to pay real and personal property taxes by credit card, with payment of special assessment taxes being added in the near future. Adams stated they would also like to see motor vehicles and drivers licenses added in the future.

In response to a question asked by Campbell regarding charge back, interchange, internet and gateway fees, Adams stated the cardholder would pay a flat fee of \$30.

Stevens inquired about which credit cards could be used.

Deena Ulher, Wells Fargo Bank, stated any card with a VISA or MasterCard logo on it could be used.

Dave Johnson, Deputy County Attorney, requested that the Board's approval be subject to receiving a fully executed original.

MOTION: Campbell moved and Stevens seconded approval of an application, agreement and an amendment with Wells Fargo Merchant Service, L.L.C. for credit card processing in the Lancaster County Treasurer's Office subject to receiving a fully executed original. Hudkins, Stevens, Workman, Heier and Campbell voted aye. Motion carried.

5) **NEW BUSINESS:**

- A. A referee coordinator agreement with Great Plains Appraisal Company for supervision and coordination of valuation protests filed for the 2002 tax year and appearing before the Lancaster County Board of Equalization. The County shall pay up to \$75,000 for the services. (C-02-0254)**

MOTION: Campbell moved and Heier seconded approval of a referee coordinator agreement with Great Plains Appraisal Company for supervision and coordination of valuation protests filed for the 2002 tax year. Stevens, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

- B. A supplemental agreement with Malone Construction, Inc. on Project 02-09 for culvert replacement and maintenance located at bridge numbers X-163, V-200, B-53, C-330, F-71 and N-82. The supplement provides for the replacement of six additional culverts at bridge numbers X-163, V-200, B-53, C-330, F-71 and N-82. The County will pay \$23,216.08 for the services. (C-02-0255)**

MOTION: Hudkins moved and Campbell seconded approval of a supplemental agreement with Malone Construction, Inc. on Project 02-09 for culvert replacement and maintenance located at bridge numbers X-163, V-200, B-53, C-330, F-71 and N-82. Heier, Workman, Hudkins, Campbell and Stevens voted aye. Motion carried.

- C. A supplemental agreement with Minchow Construction Company for Project 02-34 on West Denton Road. The supplement provides for the removal and relaying of an existing 72 inch by 24 foot culvert pipe. The County will pay an additional \$3,576.80 for the services. (C-02-0265)**

MOTION: Hudkins moved and Stevens seconded approval of a supplemental agreement with Minchow Construction Company for Project 02-34 on West Denton Road. Campbell, Stevens, Workman, Heier and Hudkins voted aye. Motion carried.

5) NEW BUSINESS CONTINUED:

- D. **Supplemental agreement number one to an agreement with the Lower Platte South Natural Resources District (NRD) for the location and construction of the multi-purpose dam structure. The estimated cost of the project is \$295,000 and the County will pay up to 25 percent of the estimated cost. (C-02-0267)**

MOTION: Campbell moved and Stevens seconded approval of supplemental agreement number one to an agreement with the Lower Platte South Natural Resources District for the location and construction of the multi-purpose dam structure. Heier, Workman, Stevens, Campbell and Hudkins voted aye. Motion carried.

- E. **A managed care facility application to Mutual of Omaha Managed Care Programs for payment of services for patients at the Community Mental Health Center. (C-02-0266)**

This application was held at the request of the County Attorney's Office.

- F. **A resolution amending benefits for certain unclassified, unrepresented County employees. The amendment increases the amount of vacation a department head may earn. (R-02-0066)**

MOTION: Campbell moved and Heier seconded approval of Resolution 02-0066 amending benefits for certain unclassified, unrepresented County employees. Workman, Campbell, Hudkins, Stevens and Heier voted aye. Motion carried.

- G. **Recommendation from the Purchasing Agent and the Records and Information Management Manager to award a bid for annual microfilming supplies, in the total amount of \$15,897.90, to the following vendors: (B-02-0025)**

Filmdex for Fuji 16MM microfilm.

Anacomp, Inc. for 16MM and 35MM diazo duplicate film, ammonia, cleaner and replenisher, 16MM self-locking duplicate reels and 16MM microfilm storage boxes.

Spectra Micrographics, Inc. for developer, fixer, absorber, fixer-wash system cleaner, 35MM microfilm storage boxes and 35MM grey duplicate reels.

A & P International for 35MM and 16MM Kodak microfilm.

Virtual Image Technology for 35MM leaders.

5) **NEW BUSINESS CONTINUED:**

MOTION: Heier moved and Campbell seconded approval of the award of bid for microfilming supplies as recommended by the Purchasing Agent and the Records Manager. Hudkins, Workman, Heier, Campbell and Stevens voted aye. Motion carried.

H. Recommendation from the Purchasing Agent and the Corrections Director to award a request for proposal (RFP) and enter into contract negotiations with ARAMARK Correctional Services, Inc. for food services for the Corrections Department and related programs. Proposed price per meals are as follows:

- ▶ **Adult meal (3,000 calories): \$1.114 per meal x 400,000 meals = \$445,600 annually**
- ▶ **Sack lunch (1,000 calories): \$1.114 per meal x 26,000 meals = \$29,964 annually**
- ▶ **Juvenile meal (3,800 calories): \$1.447 per meal x 55,000 meals = \$79,585**

Total estimated annual cost of meals: \$554,149

Johnson submitted a fax into the record from BEST, Inc. (Exhibit 1).

Kathy Smith, Assistant Purchasing Agent, appeared and explained that the Request for Proposal (RFP) process doesn't work the same as the bid process where price is the only determinative factor. She stated in the RFP process they look for the best value for the service. It was noted that there were concerns relating to BEST, Inc. regarding billing and staff problems, food portions and poor reception by inmates.

Mike Thurber, Corrections Director, appeared and stated he agreed with the RFP process. He stated he felt a continual customer relationship was important as well as a commitment from the company.

MOTION: Campbell moved and Stevens seconded approval to award a Request for Proposal (RFP) for food services for the Corrections Department and related programs and enter into contract negotiations with ARAMARK Correctional Services, Inc. Campbell, Heier, Stevens, Workman and Hudkins voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

- I. Recommendation from the Purchasing Agent and the Sheriff to award an order from a State of Nebraska contract schedule to Tincher Ford-Mercury, in the total amount of \$127,254, for six, 2003 Ford LTD Crown Victoria police interceptor vehicles. (B-02-0026)**

MOTION: Campbell moved and Heier seconded approval to award an order from a State of Nebraska contract schedule to Tincher Ford-Mercury, in the total amount of \$127,254, for six, 2003 Ford LTD Crown Victoria police interceptor vehicles. Hudkins, Campbell, Stevens, Heier and Workman voted aye. Motion carried.

- J. A request for a refund of 2001 personal property tax from Family First, in the approximate amount of \$186.51.**

MOTION: Campbell moved and Heier seconded approval of a request for refund of 2001 personal property tax from Family First, in the approximate amount of \$186.51. Campbell, Hudkins, Heier, Workman and Stevens voted aye. Motion carried.

- K. A request for a refund of 2001 personal property tax from T & W Funding Company VIII LLC, in the approximate amount of \$879.92.**

MOTION: Campbell moved and Stevens seconded approval of a refund of 2001 personal property tax from T & W Funding Company VIII LLC, in the approximate amount of \$879.92. Heier, Campbell, Stevens, Hudkins and Workman voted aye. Motion carried.

- L. A request for a refund of 2001 personal property tax from Larsen, Bryant & Porter, CPA's, on behalf of The Scrapbook Nook. The Assessor has recommended a credit be applied to the remaining balance of the 2001 taxes, in approximate amount of \$324.65.**

MOTION: Heier moved and Campbell seconded approval that a credit be applied to the remaining balance of 2001 taxes for The Scrapbook Nook, in the approximate amount of \$324.65. Workman, Heier, Campbell and Hudkins voted aye. Stevens abstained from voting. Motion carried.

Stevens explained that he abstained from voting because he is an employee of Larsen, Bryant & Porter, CPA's.

5) **NEW BUSINESS CONTINUED:**

M. Appointment of A. Kevin Horne to the Air Pollution Control Advisory Board for a three year term, expiring September 1, 2003. (Replacing Tom Danek.)

MOTION: Campbell moved and Hudkins seconded approval of the appointment of A. Kevin Horne to the Air Pollution Control Advisory Board for a three year term, expiring September 1, 2003. Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

6) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

1. **Noxious Weed Control Authority's Monthly Report for May, 2002.**
2. **Noxious Weed Control Authority's Monthly Report for the Combined Weed Program with the City of Lincoln for May, 2002.**

B. A resolution in the matter of an application for Corporate Manager for Mary E. Benes, in connection with a Class M (Bottle Club) liquor license for Raymono's Pizza Plus, Inc. located at 5580 West Mill Road, Suite D in Raymond, Lancaster County, Nebraska. (R-02-0064)

C. A resolution in the matter of an application for Corporate Manager for James Sullivan and a Class M (Bottle Club) liquor license in addition to an existing Class B (Beer Off Sale Only) liquor license for Hotdam, Inc. d/b/a Pawnee Marina located at 3805 Northwest 105th Street, Lincoln, Lancaster County, Nebraska. (R-02-0065)

D. An agreement between Government Technology Services, Inc. and the Lancaster County Assessor's Office for annual service of two computer workstations, beginning July 1, 2002 and ending June 30, 2003, in the amount of \$1,246.56. (The County will receive a renewal discount of two percent as a returning customer.) (C-02-0253)

6) CONSENT ITEMS CONTINUED:

E. Leasehold contracts relating to culvert construction between the Lancaster County Engineering Department and the following:

- ▶ Chuck Reddish, in the amount of \$10, on West Bennet Road west of Southwest 42nd Street; Project C.P.T-39. (C-02-0256)
- ▶ Rick Schaffer, in the amount of \$10, on Northwest 84th Street north of West Mill Road; Project C.P.E-112. (C-02-0257)

F. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:

- ▶ Duane and Sandra Maahs, in the amount of \$88.56, on South 162nd Street north of Pioneers Boulevard; Project C.P.Q-281. (C-02-0258)
- ▶ Roger Johnson on Olive Creek Road west of Southwest 100th Street; Project C.P.V-121. This is a donation. (C-02-0259)
- ▶ Alan and Pamela Hoback, in the amount of \$187.75, on South 110th Street north of Olive Creek Road; Project C.P.Y-14. (C-02-0260)
- ▶ Helen Hayes, in the total amount of \$24,873.36, at 11711 Van Dorn Street; Project C55-J-409(1). (2 contracts) (C-02-0261 and C-02-0262)
- ▶ Joyce Tracy, in the total amount of \$90.07, on South 162nd Street north of Pioneers Boulevard; Project C.P.-Q-190. (2 contracts) (C-02-0263 and C-02-0264)

G. A resolution authorizing the following traffic signs located in Lancaster County, Nebraska: (R-02-0063)

- ▶ Install a "Pavement Ends" sign on Southwest 33rd Street south of West Pleasant Hill Road for southbound traffic.

The following signs will be installed by the County in Golden Pond Estates and will be paid for by the developer:

- ▶ Street identification signs at the intersection of Gage Road and South Golden Pond.
- ▶ A "Stop" sign for southbound traffic on South Golden Pond Road north of Gage Road.
- ▶ A "No Outlet" sign for northbound traffic on South Golden Pond Road north of Gage Road.

6) CONSENT ITEMS CONTINUED:

- ▶ A 25 mile per hour speed limit sign for northbound traffic on South Golden Pond Road north of Gage Road.
- ▶ Street identification signs where South Golden Pond Road turns into North Golden Pond Road.
- ▶ Street identification signs where North Golden Pond Road turns into Fonda Road.
- ▶ Street identification signs at the intersection of North Golden Pond Road and Fonda Road.

MOTION: Hudkins moved and Campbell seconded approval of the Consent Items. Hudkins, Stevens, Workman, Heier and Campbell voted aye. Motion carried.

7) ADJOURNMENT:

MOTION: At 2:07 p.m. Heier moved and Stevens seconded adjournment of the Board of Commissioners meeting. Stevens, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JUNE 18, 2002
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Bob Workman, Chair
Bernie Heier, Vice Chair
Kathy Campbell
Larry Hudkins
Ray Stevens

Others Present: Norm Agena, County Assessor
Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Trish Owen, Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization meeting was convened at 2:07 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, June 11, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

MOTION: Hudkins moved and Campbell seconded approval of the minutes of the Board of Equalization meeting dated June 11, 2002. Campbell, Hudkins, Workman, Heier and Stevens voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 14 additions and deductions to the tax assessment rolls per Exhibit A.

MOTION: Heier moved and Campbell seconded approval. Stevens, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

3) **MOTOR VEHICLE TAX EXEMPTIONS FOR THE FOLLOWING:**

Fellowship Baptist Church (2 exemptions)
Martin Luther Homes of Nebraska, Inc.
Nebraska SPF Swine Accrediting Agency, Inc.
Saint Paul United Methodist Church
Temple Baptist Church

MOTION: Heier moved and Stevens seconded approval of the motor vehicle tax exemptions. Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

4) **ADJOURNMENT:**

MOTION: At 2:09 p.m. Heier moved and Stevens seconded adjournment of the Board of Equalization meeting. Hudkins, Stevens, Workman, Heier and Campbell voted aye. Motion carried.

Bruce Medcalf
County Clerk